

**PATENT APPLICATION**  
**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of

Docket No: Q80309

Akira OOSAWA

Appln. No.: 10/803,895

Group Art Unit: 2624

Confirmation No.: 8054

Examiner: Claire X. WANG

Filed: March 19, 2004

For: METHOD, APPARATUS, AND PROGRAM FOR JUDGING IMAGES

**COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE**

**MAIL STOP AMENDMENT**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

**REMARKS**

Applicant offers the following comments in response to the Examiner's Statement of Reasons for Allowance set forth on page 2 of the Notice of Allowability dated June 11, 2009.

Applicant thanks the Examiner for providing the statement of reasons for allowance. Applicant notes that the statement of reasons for allowance, while providing a summary, does not explicitly provide the exact language of the claims. Applicant therefore respectfully submits that the claims are patentable based on their respective recitations.

Regarding the Examiner's amendment (Notice of Allowance, page 2), Applicant notes that the final word of claim 7 should be "classifying" and not the shown "classified" for grammatical clarity and exactness: "outer outline images, with a computer performing the classifying." Applicant requests that the Examiner enter the corrected wording.

Patent Office personnel are requested to note that the present submission does not adversely affect the patent term adjustment accrued by the Applicant to date. As emphasized in the “Clarification of 37 C.F.R. §1.704(c)(10) – Reduction of Patent Term Adjustment for Certain Types of Papers Filed After a Notice of Allowance Has Been Mailed,” 1247OG111 (6/26/01), “a response to the examiner’s reasons for allowance” is an example of a paper that does “not cause substantial interference and delay in the patent issue process” and is “not considered a ‘failure to engage in reasonable efforts’ to conclude processing or examination of the application.” Therefore, the Applicant remains entitled to the full patent term adjustment set forth on page 3 of the Notice of Allowance dated June 11, 2009.

Respectfully submitted,



Nathan Milakovich  
Registration No. 60,376

SUGHRUE MION, PLLC  
Telephone: (202) 293-7060  
Facsimile: (202) 293-7860

WASHINGTON OFFICE

**23373**

CUSTOMER NUMBER

Date: July 28, 2009